MEETINGS TO DATE 25 NO. OF REGULARS 24 NO. OF SPECIALS 1

LANCASTER, NEW YORK DECEMBER 20, 1982

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 20th day of December, 1982, at 8:00 P.M. and there were:

PRESENT:

STANLEY JAY KEYSA, SUPERVISOR

RONALD A. CZAPLA, COUNCILMAN

ROBERT H. GIZA, COUNCILMAN

LEONARD E. GRZYBOWSKI, COUNCILMAN

DONALD E. KWAK, COUNCILMAN

ABSENT:

NONE

ALSO PRESENT:

ROBERT P. THILL, TOWN CLERK

DOMINIC J. TERRANOVA, TOWN ATTORNEY

RICHARD J. SHERWOOD, DEPUTY TOWN ATTORNEY

ROBERT LABENSKI, TOWN ENGINEER

THOMAS E. FOWLER, CHIEF OF POLICE

ROBERT L. LANEY, BUILDING INSPECTOR

## PUBLIC HEARING SCHEDULED FOR 8:00 P.M.:

At 8:00 P.M., the Town Board held a Public Hearing to hear all interested parties and citizens for or against the new Fire Contract for Bowmansville Volunteer Fire Association, Inc. and the Town of Lancaster.

Affidavits of Publication and posting of a Notice of a Public Hearing were presented and ordered placed on file.

PROPONENTS

ADDRESS

Mr. Robert Herrnreiter, President Bowmansville Vol. Fire Assn., Inc.

26 Meadowlea Lancaster, New York 14086

## PUBLIC HEARING SCHEDULED FOR 8:00 P.M. CONT'D.:

Mr. Herrnreiter favored the proposed contract but requested that a word be changed to show that the Town has inspection rights only of the firematic books of account of the company.

#### OPPONENTS

ADDRESS

NONE

ON MOTION BY COUNCILMAN GRZYBOWSKI, AND SECONDED BY COUNCILMAN KWAK AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:09 P.M.

## PUBLIC HEARING SCHEDULED FOR 8:10 P.M.:

At 8:10 P.M., the Town Board held a Public Hearing to hear all interested parties and citizens for or against the new Fire Contract for Millgrove Vol. Fire Dept., Inc. and the Town of Lancaster.

Affidavits of Publication and Posting of a Notice of Public Hearing were presented and ordered placed on file.

## **PROPONENTS**

ADDRESS

Mr. Vincent Muffoletto, President 3321 Wende Road Millgrove Vol. Fire Dept., Inc.

14004 Alden, New York

Mr. Muffoletto favored the proposed contract but requested that a word be changed to show that the Town has inspection rights only of the firematic books of account of the company.

## OPPONENTS

ADDRESS

NONE

ON MOTION BY COUNCILMAN KWAK, AND SECONDED BY COUNCILMAN GIZA, AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:19 P.M.

## PUBLIC HEARING SCHEDULED FOR 8:20 P.M.:

At 8:20 P.M., the Town Board held a Public Hearing to hear all interested parties and citizens for or against the new Fire Contract for Town Line Vol. Fire Dept., Inc. and the Town of Lancaster.

Affidavits of Publication and Posting of a Notice of a Public Hearing were present and ordered placed on file.

## **PROPONENTS**

**ADDRESS** 

Mr. Robert L. Mueller, President Town Line Vol. Fire Dept., Inc.

6471 Broadway Lancaster, New York 14086

## PUBLIC HEARING SCHEDULED FOR 8:20 P.M. CONT'D.:

Mr. Muller favored the proposed contract but requested that a word be changed to show that the Town has inspection rights only of the firematic books of account of the company.

OPPONENTS

**ADDRESS** 

NONE

ON MOTION BY COUNCILMAN KWAK, AND SECONDED BY COUNCILMAN GIZA AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:29 P.M.

## PUBLIC HEARING SCHEDULED FOR 8:30 P.M.:

At 8:30 P.M., the Town Board held a Public Hearing to hear all interested parties and citizens for or against the new Fire Contract for Twin District Vol. Fire Co., Inc. and the Town of Lancaster.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

**PROPONENTS** 

**ADDRESS** 

NONE

OPPONENTS

ADDRESS

NONE

ON MOTION BY COUNCILMAN KWAK, AND SECONDED BY COUNCILMAN GIZA AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:39 P.M.

The Town Board, late in the meeting, adopted a resolution hereinafter spread at length in these minutes, approving these four (4) contracts.

## BID OPENING SCHEDULED FOR 8:40 P.M.:

At 8:40 P.M. the Town Board considered sealed proposals for furnishing to the Town of Lancaster one (1) Excavating Machine, New or Used, Steel Tracks.

ON MOTION BY COUNCILMAN GIZA, AND SECONDED BY COUNCILMAN KWAK AND CARRIED, by unanimous voice vote, the time for receiving the aforesaid proposals was closed at 8:41 P.M.

Affidavits of Publication and Posting of a Notice to Bidders were presented and ordered placed on file.

# BID OPENING SCHEDULED FOR 8:40 P.M. CONT'D.:

Proposals were received from the following bidders:

# BIDDER

Case Power and Equipment 1 Case Way Buffalo, New York 14225

Seacoast Construction Corp. 4401 Walden Avenue Lancaster, New York 14086

Ferry Concrete Const. Co., Inc. 3179 Walden Avenue
Depew, New York 14043

ON MOTION BY COUNCIMAN CZAPŁA, AND SECONDED BY COUNCILMAN GRZYBOWSKI AND CARRIED, by unanimous voice vote, the aforesaid proposals were ordered turned over to the Highway Superintendent for examination, tabulation, and recommendation.

#### OFFICIAL REPORTS:

None

#### COMMTTEE REPORTS:

Councilman Czapla, for the Library Committee, reported that the Lancaster Library Board is pleased with the 1983 Erie County Budget appropriation for operation of the two Town libraries within the Town of Lancaster for the year 1983.

Councilman Czapla, for the Police Committee, reported that all concerned parties, who are working in the Village and Town in connection with the concept of a Town/Village consolidation, have agreed to the formation of a Publicity Committee whose reponsibility it will be to dessiminate to the public correct factual information concerning the progress of setting forth the concepts of a Town/Village police consolidation.

Councilman Giza, for the Recreation Committee, reported that the Senior Citizens Center on Clark Street will be temporarily relocated during the first three months of 1983 to the Central Avenue School while repairs are made to the Clark Street facility.

Councilman Giza recommended that the Town Board accept the street lighting improvements within Countryside Subdivision, Phase 1.

The Town Board, later in the meeting, adopted a resolution accepting the street lighting improvements within this subdivision.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN CZAPLA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GRZYBOWSKI , TO WIT:

RESOLVED, that the minutes of the meeting of the Town Board held December 6, 1982, as presented by the Town Clerk, be and hereby are approved.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN	CZAPLA	VOTED	YES
COUNCILMAN	GIZA	VOTED	YES
COUNCILMAN	GRZYBOWSKI	VOTED	YES
COUNCILMAN	KWAK	VOTED	YES
SUPERVISOR	KEYSA	VOTED	YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN GIZA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN CZAPLA , TO WIT:

WHEREAS, by letter dated November 30, 1982, the Town of Lancaster has recommended the creation of the part-time position of Youth Counselor for the Youth Board,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

- 1. That the position of Youth Counselor, full-time, in the Town of Lancaster Youth Bureau be and is hereby abolished, effective December 31, 1982, and
- 2. That the Yown Board of the Town of Lancaster hereby creates the position of Youth Counselor, part-time, in the Town of Lancaster Youth Bureau, effective January 1, 1983, and
- 3. That the Supervisor be and is hereby authorized to complete and execute Section 8 of Form PO-17 (New Position Statement) from the Erie County Department of Personnel, indicating that the position of Youth Counselor, part-time, has been created and take necessary action to accomplish the abolishment of the position Youth Counselor, full-time, in the Youth Bureau.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN GRZYBOWSKI VOTED YES

COUNCILMAN KWAK VOTED YES

SUPERVISOR KEYSA VOTED YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN KWAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GRZYBOWSKI, TO WIT:

WHEREAS, the Director of the County's Office of Community

Development has requested a formal resolution from the Town Board of the Town

of Lancaster, indicating the Town Board's intention to continue to utilize

prior allocated, unspent Community Development Funds, and

WHEREAS, a review of the various Community Development Fund projects in the Town of Lancaster, as of October 5, 1982, indicates the following programs to be open;

77/78 - In-Home Support Winterization Program - \$10,181.10 78/79 - Housing Rehabilitation (Sewer Tap-In) - \$ 940.72 79/80 - Housing Rehabilitation (Sewer Tap-In) - \$ 4,009.72 79/80 - Senior Citizens Barrier Removal - \$10,222.15 80/81 - Senior Center Improvement - \$ 9,000.00 80/81 - Bowmansville Neighborhood Improvements \$ 9,832.00 80/81 - South Lancaster Neighborhood - \$ 2,795.49 **Improvements** 80/81 - Economic Development Waterline - \$49,650.00 81/82 - South Lancaster Neighborhood - \$75,174.00 Improvements

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby discloses its firm intention to complete all of the above foregoing

Community Development projects with the exception of that entitled "In-Home Support Winterization Program", and

## BE IT FURTHER

RESOLVED, that the Town Board of the Town of Lancaster recommends that the \$10,181.10 authorized for the "In-Home Support Winterization Program" be transferred to the General Housing Rehabilitation Fund of the Erie County Consortium.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN GRZYBOWSKI VOTED YES

COUNCILMAN KWAK VOTED YES

SUPERVISOR KEYSA VOTED YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN CZAPLA , WHO MOVED ITS ADOPTION, SECONDED BY THE ENTIRE BY COUNCILMAN CZAPLA TOWN BOARD , TO WIT:

WHEREAS, DENNIS F. WINKLER, Captain in the Town of Lancaster Police Department, has info med the Board of his retirement, effective December 31, 1982, by letter dated October 18, 1982, and

WHEREAS, said DENNIS F. WINKLER, has served honorably as a member of the Town of Lancaster Police Department, as Patrolman, Lieutenant, and Captain for over thirty-five years, his original appointment having been made to the rank of Patrolman on June 16, 1947, and

WHEREAS, the Town Board feels a great debt of gratitude to DENNIS F. WINKLER, for his long years of devoted and unselfish service as a police officer and Captain in the highest traditions of law enforcement and municipal service,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby commends DENNIS F. WINKLER for his long and exemplary service on behalf of the residents of the Town of Lancaster in the various ranks, including Police Captain, and wishes him on behalf of the residents of the Town of Lancaster, good health and a serene retirement.

The resolution was unanimously adopted.

COUNCILMAN LÆDNARD F

DONALD E. KWAK, COUNCILMAN

December 20, 1982

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THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN GIZA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN KWAK , TO WIT:

WHEREAS, the Executive Director of the Youth Bureau, by letter dated December 3, 1982, has recommended the appointment of THOMAS G. BERENT to the position of tutor for the Youth Bureau's Tutorial Program, which is a part of the Youth Services Budget, due to the resignation of Karen S. Puccio,

NOW, THEREFORE, BE IT

RESOLVED, that the following individual be and is hereby appointed to the position of Tutor, part-time temporary, for work with the Town of Lancaster Youth Bureau in their Tutorial Program, at an hourly rate of \$4.00 per hour, effective December 21, 1982:

Thomas G. Berent 53 Lake Avenue Lancaster, New York

and,

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Office of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN GRZYBOWSKI VOTED YES

COUNCILMAN KWAK VOTED YES

SUPERVISOR KEYSA VOTED YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN KWAK, WHO MOVED ITS ADOPTION, SECONDED BY THE ENTIRE TOWN BOARD, TO WIT:

WHEREAS, JOHN M. COSTELLO is retiring from town service as Assessor III of the Town of Lancaster, effective December 31, 1982, and

WHEREAS, the said JOHN M. COSTELLO has provided important and valuable services to the Town of Lancaster, the County of Erie and the State of New York, as follows:

- 1. Member of the Town of Lancaster Planning Board 1957-1971, and Chairman of the Town of Lancaster Planning Board 1962-1963;
- 2. Lancaster Assessor 1964-1971 and sole Assessor III 1972-1982;
- 3. Important service as Member, Secretary, Vice-President and President at various times, of the Erie County Assessors' Association.
- 4. Past President and Executive Secretary of the New York
  State Assessors Association, and many other Assessors'
  Associations, both state and national, contributing greatly
  to the professional status of career assessors;

NOW, THEREFORE, BE IT

RESOLVED, that upon the occasion of the retirement of JOHN M. COSTELLO, Assessor III, of the Town of Lancaster, the Town Board of the Town of Lancaster on behalf of all of the people of the Town of Lancaster, extends its sincere best wishes and felicitations to the said JOHN M. COSTELLO in all his future endeavors.

The resolution was thereupon unanimously adopted.

Stanley Jay Keysa, Supervisor

Bonald A. Czapla, Council man

Robert H. Giza, Councilman

Leonard E. Frzybowski, Councilman

Donald E. Kwak

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN GRZYBOWSKI, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN CZAPLA, TO WIT:

RESOLVED, that the following budgetary transfers and budgetary amendment within the General Fund and Federal Revenue Sharing Fund be and hereby are effected:

GENERAL FUND	ACCT.	INCREASE	DECREASE
Town Justices- Contractual Expense	1110.4	\$ 2,500.00	
Auditor - Contractual Expense	1320.4	4,295.00	
Tax Receiver - Equipment Tax Receiver -	1330.2	55.00	
Contractual Expense	1330.4		\$ 55.00
Personnel	1430.4	900.00	
Elections-Personal Services Elections-Equipment Elections-	1450.1 1450.2		13,715.00 83.29
Contractual Expense	1450.4	14,436.29	
Buildings- Equipment Buildings-	1620.2	600.00	
Contractual Expense	1620.4		600.00
Bond & Note Expense	1960	3,000.00	
Police - Equipment	3120.2		754.00
Police - Contractual Expense	3120.4	700.00	
Jail – Contractual Expense	3150.4	54.00	
Traffic Control Contractual Expense	3310.4	1,600.00	
School Social Worker-Counselor Personal Services Equipment Contractual Expense	4240.1 4240.2 4240.4	621.00 100.00	721.00
Publicity- Contractual Expense	6410.4	3.00	
Youth Services Youth Services	7311.1	6,650.00	
Contractual Services	7311.4		6,650.00
Shade Trees Contractual Expense	8566.4	210.00	

GENERAL FUND (Cont'd)	ACCT.	INCREASE	DECREASE
Employee Benefits			
State Retirement	9010.8	\$10,515.00	
Group Life Insurance	9045.8		\$4,000.00
Disability Insurance	9055.8		6,515.00
Fire & Police Retirement	9015.8	7,905.00	
Unemployment	9050.8		7,905.00
Employee Medical Expense	9042.8	255.00	
Unemployment	9050.8		255.00
Contribution to Federal			
Revenue Sharing Fund	9961.	9,100.00	
Unallocated Insurance	1910		\$22,246.00

## Increase

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FEDERAL REVENUE SHARING FUND	General Ledger	Subsidiary Ledger
CF510 Estimated Revenues	\$ 9,100.00	
CF5031 Interfund transfers from General Fund		\$ 9,100.00
CF960 Budget Appropriations	9,100.00	
CF8160.4 Trash Collection contractual expense		9,100.00

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN	CZAPLA	VOTED	YES
COUNCILMAN	GIZA	VOTED	YES
COUNCILMAN	GRZYBOWSKI	VOTED	YES
COUNCILMAN	KWAK	VOTED	YES
SUPERVISOR	KEYSA	VOTED	YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR KEYSA , WHO MOVED ITS ADOPTION, SECONDED BY THE ENTIRE TOWN BOARD, TO WIT:

WHEREAS, ADELE JAKUBCZAK has performed important and dedicated service on behalf of the Town of Lancaster, on a part-time basis in the Tax Receiver's Office from 1968 to 1972 and as Confidential Secretary to the Supervisor from 1973 to 1982, and

WHEREAS, ADELE JAKUBCZAK will be leaving town service and retiring as of December 31, 1982, and

WHEREAS, said ADELE JAKUBCZAK has been an inspiration, through her dedicated service and quiet efficiency, to all who have come in contact with her in her office duties, and has been directly responsible for the smooth and orderly administration and operation of the Office of the Supervisor, and has coordinated all fiscal matters of various departments of town government;

NOW, THEREFORE, BE IT

RESOLVED, that upon the retirement of ADELE JAKUBCZAK, the Town Board of the Town of Lancaster, on behalf of all of the citizens of the Town of Lancaster, hereby extends its heartfelt thanks and appreciation and best wishes to ADELE JAKUBCZAK for good health and a serene retirement.

The resolution was unanimously adopted.

Stanley Jay Keysa, Superviso

Ronald A. Czapla, Councilman

Maid A. Czapia,

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Robert H. Giza, Councilman

Léonard E. Arzybowski, Louncilman

Donald E. Kwak, Councilman

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN GIZA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN KWAK , TO WIT:

WHEREAS, JOHN M. COSTELLO, Assessor III, is retiring, effective December 31, 1982, vacating said position, and

WHEREAS, MALCOLM J. FRANCIS, 277 Argus Drive, Depew, New York, has submitted his application for said position, being qualified for appointment to said position on a temporary basis,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

- 1. It appearing that MALCOLM J. FRANCIS possesses the necessary qualifications for appointment as Assessor III of the Town of Lancaster pursuant to Section 1522 of the Real Property Tax Law of the State of New York, that MALCOLM J. FRANCIS, residing at 277 Argus Drive, Depew, New York, be and hereby is appointed Assessor III, Temporary, of the Town of Lancaster, effective January 1, 1983 until September 30, 1983;
- 2. That the starting salary for said position, effective January 1, 1983, shall be \$19,337.50, and
- 3. That the said MALCOLM J. FRANCIS shall prepare and file a PO-8 Form and the Supervisor's Office forward same, together with a PO-1 Form for said position, to the Erie County Department of Personnel.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN	CZAPLA	VOTED	YES
COUNCILMAN	GIZA	VOTED	YES
COUNCILMAN	GRZYBOWSKI	VOTED	YES
COUNCILMAN	KWAK	VOTED	YES
SUPERVISOR	KEYSA	VOTED	VES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN KWAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN CZAPLA, TO WIT:

WHEREAS, the following volunteer fire companies have heretofore entered into contracts with the Town of Lancaster to furnish fire protection to the Town of Lancaster:

- 1. Bowmansville Volunteer Fire Association, Inc.
- 2. Millgrove Volunteer Fire Department, Inc.
- 3. Town Line Volunteer Fire Department, Inc.
- 4. Twin District Volunteer Fire Company, Inc.

and

WHEREAS, a separate hearing on each fire protection contract for each of the above fire companies was duly held on the 20th day of December, 1982, pursuant to legal notice duly given,

NOW, THEREFORE, BE IT

RESOLVED, that in accordance with Section 184 of the Town Law of the State of New York, the Town Board of the Town of Lancaster hereby determines it is in the public interest to enter into contracts with said fire companies effective January 1, 1983, for the following general terms and amounts, unless terminated or amended in accordance with Section 184 of the Town Law of the State of New York:

- 1. BOWMANSVILLE VOLUNTEER FIRE ASSOCIATION, INC.

  January 1, 1983 to December 31, 1983 \$73,503.00
- 2. MILLGROVE VOLUNTEER FIRE DEPARTMENT, INC.

January 1, 1983 to December 31, 1983 - \$10,625.00

- 3. TOWN LINE VOLUNTEER FIRE DEPARTMENT, INC.

  January 1, 1983 to December 31, 1983 \$43,854.00
- 4. TWIN DISTRICT VOLUNTEER FIRE COMPANY, INC.

  January 1, 1983 to December 31, 1983 \$44,551.00

For the contract year January 1, 1984 to December 31, 1984, and January 1, 1985 to December 31, 1985, each fire company shall receive a proportionate share of additional funds for said years computed and allocated as set forth in the proposed fire contract on file with the Town Clerk.

- A. Each Fire Company shall answer and attend upon all calls in said Fire Protection District, and provide emergency first aid, rescue and emergency transportation service as defined in Section 184 of the Town Law and Section 209-b of the General Municipal Law, in that territory desceibed in said proposed contract filed in the office of the Town Clerk.
- B. Such other incidental terms as may be necessary or proper in connection with such contracting;

and

BE IT FURTHER

RESOLVED, that the Supervisor execute and deliver an agreement incorporating said terms to said fire companies.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN	CZAPLA	VOTED	YES
COUNCILMAN	GIZA	VOTED	YES
COUNCILMAN	GRZYBOWSKI	VOTED	YES
COUNCILMAN	KWAK	VOTED	YES
SUPERVISOR	KEYSA	VOTED	YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN GIZA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GRZYBOWSKI , TO WIT:

WHEREAS, Section 4-100.(4) of the Election Law of the State of New York mandates the realignment of an election district when the total number of registrants, at the time of the preceding general election, exceeds one thousand registrants, and

WHEREAS, the Erie County Board of Elections has notified the Town Clerk of the Town of Lancaster that Election District No. 22 of the Town of Lancaster had at the last General Election held on November 2, 1982, a registration in excess of one thousand persons, and

WHEREAS, the alteration of Election District No. 22 of the Town of Lancaster would serve the best interest of the voters of said district, and would be most advantageous to them and the convenience of the voters of this district will be promoted thereby,

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Section 4-100.(2) of the Election Law of the State of New York, Election District No. 22 of the Town of Lancaster is hereby altered and its description shall be hereafter as follows:

DISTRICT NO. 22 - Beginning at the center line of Central Avenue and the center line of Walden Avenue, thence northerly along the center line of Central Avenue to the center line of Pleasant View Drive; thence easterly along the center line of Pleasant View Drive to the east line of Farm Lot 8, Section 8, Township 11, Range 6 of the Holland Land Company's Survey; thence southerly along the east line of said Farm Lot 8 and along the east line of Farm Lot No. 7, Section 8, Township 11, Range 6 of the Holland Land Company's Survey to the center line of Walden Avenue; thence westerly along the center line of Walden Avenue to the center line of Central Avenue, the point or place of beginning.

and,

BE IT FURTHER

RESOLVED, that pursuant to Section 4-100.(2) of the Election Law of the State of New York, Election District No. 25 of the Town of Lancaster be and is hereby altered and its description shall be hereafter as follows:

DISTRICT NO. 25 - Beginning at the intersection of the center line of Transit Road and the center line of Pleasant View Drive; thence southerly along the center line of Transit Road to its intersection with the center line of Rehm Road, which is also the north line of the Village of Depew; thence easterly and southerly along the north line of the Village of Depew to the east line of the Village of Depew; thence southerly along the east line of the Village of Depew to its intersection with the center line of Walden Avenue; thence easterly along the center line of Walden Avenue to its intersection with the center line of Central Avenue; thence northerly along the center line of Central Avenue to its intersection with the center line of Pleasant View Drive; thence westerly along the center line of Pleasant View Drive to its intersection with the center line of Transit Road, the point or place of beginning.

and,

BE IT FURTHER

RESOLVED, that pursuant to Section 4-100.(5) of the Election Law of the State of New York, the alteration of Election District No. 22 and Election District No. 25 as authorized herein, shall take effect on January 1, 1983.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN GRZYBOWSKI VOTED YES

COUNCILMAN KWAK VOTED YES

SUPERVISOR KEYSA VOTED YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN KWAK , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GIZA , TO WIT:

WHEREAS, RIPA'S RESTAURANT, 4260 Walden Avenue, Lancaster, New York, has applied for a dumping permit for property situate at 4260 Walden Avenue, Town of Lancaster, pursuant to Chapter 22 of the Code of the Town of Lancaster, and,

WHEREAS, the matter was referred by the Town Board to the Planning Board for review and recommendation, and

WHEREAS, the Planning Board has now completed review and made a formal recommendation to the Town Board,

NOW, THEREFORE, BE IT

RESOLVED, that a dumping permit be issued by the Town Clerk of the Town of Lancaster to the applicant, RIPA'S RESTAURANT, with the following conditions being made a part of the Dumping Permit and the permit being issued on such conditions and upon the applicant signing an affirmation that he understands the conditions as set forth in this resolution and in the permit, and that he will adhere to such conditions as follows:

- 1. That no further dumping be done on the premises.
- 2. That the material presently dumped upon the premises be graded by July 1, 1983.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN GRZYBOWSKI VOTED YES
COUNCILMAN KWAK VOTED YES
SUPERVISOR KEYSA VOTED YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN KWAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GIZA, TO WIT:

WHEREAS, WALT'S TREE SERVICE, 69 Cemetery Road, Lancaster, New York, has applied for a dumping permit for property situate at 69 Cemetery Road,

Town of Lancaster, pursuant to Chapter 22 of the Code of the Town of Lancaster, and

WHEREAS, the matter was referred by the Town Board to the Planning Board for review and recommendation, and

WHEREAS, the Planning Board has now completed review and made a formal recommendation to the Town Board,

NOW, THEREFORE, BE IT

RESOLVED, that a dumping permit be issued by the Town Clerk of the Town of Lancaster to the applicant, WALT'S TREE SERVICE, with the following conditions being made a part of the Dumping Permit and the permit being issued on such conditions and upon the applicant signing an affirmation that he understands the conditions as set forth in this resolution and in the permit, and that he will adhere to such conditions as follows:

- 1. That there be no further dumping or excavation at the Cemetery Road site. Any further excavating or dumping on this site will require re-application for state and local approval.
- 2. The planting of shrubs along the street fence line by July 1, 1983.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

		xx xxtx	
SUPERVISOR	KEYSA	VOTED	YES
COUNCILMAN	KWAK	VOTED	YES
COUNCILMAN	GRZYBOWSK1	VOTED	YES
COUNCILMAN	GIZA	VOTED	YES
COUNCILMAN	CZAPLA	VOTED	YES

The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN GRZYBOWSKI, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN CZAPLA, TO WIT:

RESOLVED, that the following Audited Claims be and are hereby ordered paid from their respective accounts:

ACCOUNT		ORDER NUMBER	TO	TAL AMOUNT
General Fund	No.	3026 to 3096 Incl.	\$1	76,067.90
Highway Fund	No.	1404 to 1437 Incl.	\$	52,625.79
Special District Fund	No.	621 to 623 Incl.	\$	14,079.72
Trust & Agency Fund	No.	619 to 622 Incl.	\$	24,693.03
Federal Revenue Sharing Fund	No.	475 to 482 Incl.	\$	5,183.65
Capital Fund	No.	659 to 659 Incl.	\$	95,000.00
Community Development Fund	No.	1098 to 1101 Incl.	\$	1,333.57
Community Development Fund (Rehab. Escrow Acct.)	No.	126 to 126 Incl.	\$	600.00
Improvement Facilities Sewer Dist. No. 2	No.	104 to 104 Incl.	\$	272.70
and,				

BE IT FURTHER RESOLVED, that the claims of Scranton's Thruway Builders, in the amounts of \$420.56 and \$696.40, be and is hereby approved and the Supervisor be and is hereby ordered to submit these claims for payment from Community Development Buildings, Sr. Citizens Barrier Rm Project No. 435313, and

BE IT FURTHER RESOLVED, that the claim of applicant and Sitarek Construction for \$600.00, Grant No. 477 Town of Lanc., has been approved by the Community Development Program, and the Supervisor be and is hereby ordered to submit this claim for payments from Community Development Rehabilitation Escrow Acct.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES COUNCILMAN KWAK VOTED YES COUNCILMAN GIZA VOTED YES SUPERVISOR KEYSA VOTED YES COUNCILMAN GRZYBOWSKI VOTED YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN CZAPLA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GRZYBOWSKI , TO WIT:

RESOLVED, that the following Building Permit Applications be and are hereby approved and the issuance of Building Permits be and are hereby authorized:

NO.	NAME	ADDRESS	STRUCTURE
197	Marrano Corp.	3 Bridlepath La.	ER. FR. BRK. VEN. SIN. DWLG, PVT. GARAGE
198	Marrano Corp.	253 Warner Rd.	ER. FR. BRK. VEN. SIN. DWLG, PVT. GARAGE

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN	CZAPLA	VOTED	YES
COUNCILMAN	GIZA	VOTED	YES
COUNCILMAN	GRZYBOWSKI	VOTED	YES
COUNCILMAN	KWAK	VOTED	YES
SUPERVISOR	KEYSA	VOTED	YES

xx kixbx

The resolution was thereupon unanimously adopted.

Page 640
Councilman Giza requested a suspension of the necessary rule for immediate consideration of the following resolution - SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN GIZA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN CZAPLA , TO WIT:

WHEREAS, Josela Enterprises, Inc., 4875 Broadway, Depew, New York, has requested the Town Board of the Town of Lancaster to accept work completed under Public Improvement Permit No. 75 (street lighting) for the installation of improvements within Countryside Subdivision, Phase 1, within the Town of Lancaster, and

WHEREAS, the Town Board Lighting Committee has inspected the completed improvements under the aforesaid Public Improvement Permit and has recommended acceptance thereof,

NOW, THEREFORE, BE IT

RESOLVED, that the following completed Public Improvement within Countryside Subdivision, Phase 1, be and is hereby approved and accepted by the Town Board of the Town of Lancaster:

P.I.P. No. 75 - Street Lighting

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN GRZYBOWSKI VOTED YES

COUNCILMAN KWAK VOTED YES

SUPERVISOR KEYSA VOTED YES

**XXXXXX** 

The resolution was thereupon unanimously adopted.

Councilman Grzybowski requested a suspension of the necessary rule for immediate consideration of the following resolution - SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN GRZYBOWSKI, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN KWAK, TO WIT:

WHEREAS, the Supervisor has requested that a Special Meeting of the Town Board be held at 4:00 P.M., Monday, December 27, 1982, at the Town Hall of the Town of Lancaster, for the purpose of conducting year-end business of the Town of Lancaster and for such other and further business as may normally come before the Town Board at a regular meeting hereof,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby sets a Special Meeting of the Town Board of the Town of Lancaster at 4:00 P.M., Monday, December 27, 1982, at the Town Hall of the Town of Lancaster, for the purpose of conducting year-end business of the Town of Lancaster and for such other and further business as may normally come before the Town Board at a regular meeting thereof, and

BE IT FURTHER

RESOLVED, that the Town Clerk is hereby directed to give notice in accordance with the Open Meetings Law of the State of New York, to the media.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN GRZYBOWSKI VOTED YES
COUNCILMAN KWAK VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

Councilman Czapla requested a suspension of the necessary rule for immediate consideration of the following resolution - SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN CZAPLA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN KWAK , TO WIT:

WHEREAS, Captain Dennis Winkler of the Police Department of the Town of Lancaster will shortly being taking his retirement, and

WHEREAS, it will be therefore be necessary to make certain changes in assignments within the Town of Lancaster Police Department, and

WHEREAS, the Chief of Police, by memorandum dated December 20, 1982, has made certain recommendations in regard thereto,

NOW, THEREFORE, BE IT

RESOLVED, that the following appointments be and are hereby made:

Section 1 - James Quiram be and is hereby appointed Acting Police Captain.

Section 2 - James L. Natalizia be and is hereby appointed Acting Detective Lieutenant.

Section 3 - Michael J. Curran be and is hereby appointed Acting Lieutenant.

and,

BE IT FURTHER

RESOLVED, that these three appointments are effective January 1, 1983, at a salary as set forth in the Schedule of Salaries for the year 1983, and,

BE IT FURTHER

RESOLVED, that the Town Board authorizes the Chief of Police of the Town of Lancaster to canvass the Police Officers Civil Service list to provide for a replacement of a patrolman on the police force.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES COUNCILMAN KWAK VOTED YES COUNCILMAN GIZA VOTED YES COUNCILMAN GRZYBOWSKI VOTED YES

The resolution was thereupon unanimously adopted.

December 20, 1982

# STATUS REPORT ON UNFINISHED BUSINESS:

- 1. <u>Dumping Permit Application Ripa's Restaurant</u>
  On December 20, 1982, the Town Board approved this application. The Town Clerk was directed to remove this item from future Town Board agendas.
- 2. <u>Dumping Permit Application Walt's Tree Service</u>
  On December 20, 1982, the Town Board approved this application. The Town Clerk was directed to remove this item from future Town Board agendas.
- 3. Public Improvement Permit Authorization Countryside Subdivision,
  Phase 1 (Josela)
  On December 20, 1982, the Town Board approved P.I.P. No. 75 (street lighting). The Town Clerk was directed to remove this item from future Town Board agendas.
- 4. Public Improvement Permit Authorization Country View East Subdivision,
  Phase 1 (Marrano)
  The retention pond has not yet been accepted but completion is secured by a Letter of Credit expiring on November 1, 1983.
- 5. Public Improvement Permit Authorization Heritage Hills Subdivision,
  Phase 1
  The Town Board is awaiting maintenance security for P.I.P. No. 65
  (retention pond) prior to acceptance.
- 6. Public Improvement Permit Authorization Woodview Estates Subdivision The Town Board authorized issuance of P.I.P. No. 57 (sidewalks) and No. 58 (street lighting) which have not yet been accepted by the Town Board. There is no retention pond associated with this subdivision.
- 7. Road Acceptance Pasquale Drive
  On November 15, 1982, the Town Board tabled this matter for further study.
- 8. Subdivision Approval Lancaster Industrial Commerce Center
  On May 12, 1981, the N.Y.S Dept. of Audit and Control acknowledged receipt of water, sanitary sewer, and drainage district applications.
- 9. Subdivision Approval Plumb Bottom Estates
  On June 1, 1981, this matter was presented to the Town Board and referred to the Planning Board for review and recommendation.
- 10. Traffic Study Bowen Road and Broadway
  On October 5, 1982, the Town Clerk requested a traffic count from the N.Y.S. Dept. of Transportation.
- 11. Traffic Study Genesee Street and Ransom Road
  On September 14, 1982, the N.Y.S. Dept. of Transportation informed the
  Board that their investigation is complete and recommended removal of a
  portion of the embankment in the south east quadrant of the intersection
  and eventual reconstruction of the intersection.
- 12. Traffic Study Speed Reduction on William Street
  On May 20, 1982, the N.Y.S. Dept. of Transportation reported that they are re-evaluating this matter as their caseload permits.

# PERSONS ADDRESSING THE TOWN BOARD:

Mr. George G. Stiles, Sr., 287 Center Road, West Seneca, New York, asked the Town Board for approval of his building permit application for the construction of a parking area on Giele Avenue, behined the Transit Family Restaurant.

Councilman Kwak informed Mr. Stiles that he wanted to verify some changes in the development plan with the residents on the street and if all is in order, approval for the building permit would be offered at the Special Meeting scheduled for December 27, 1982.

# DISPOSITION

368.	Town Clerk to Supervisor - Monthly report for November 1982.	R & F
369.	Town Clerk to Town Board - Revised proposal for interior split of Election District No. 22.	R & F
B70 <i>.</i>	Town Clerk to Town Board - Resume of actions taken in regards to Town Board meeting held 12/6/82.	R & F
871.	Cheektowaga Town Clerk to Town Clerk - Transmittal of resolution adopted 12/6/82 urging Federal Energy Regulatory Commission to take action regarding control of rising cost of natural gas products.	ENERGY COMMISSION
872.	County Dept. of Environment and Planning to Supervisor - Update on restoration problems in connection with ECSD No. 4 contracts.	<u> </u>
873.	M & T Bank to Supervisor - Request designation as official depository for 1983.	R & F
874.	N.Y.S. Board of Equalization and Assessment to Supervisor - Notice of Tentative State Equalization Rate for Assessment Roll Completed.	R & F
875.	N.Y.S. Dept. of Transportation to Supervisor - Traffic information for intersection of Broadway and Bowen.	PLANNING COMMITTEE PUBLIC SAFETY COMM.
876.	Supervisor to Chairman, Recreation Commission - Notification that Senior Citizens' Building will be closed January and activities will have to be rescheduled.	R & F
877.	Supervisor to County Dept. of Senior Services - Expression of disappointment in not receiving grant to fund Demonstration Clusters Project for Elderly.	R & F HUMAN SERVICES COMM.
878.	County Dept. of Environment and Planning to Town Board - Notification of dumping and wastes contained at Pfohl Brothers Landfill in Cheektowaga.	R & F
879.	Town Clerk to Town Board - Notification of receipt of applications for renewal of Lancaster Sanitary Land Fill Permit Nos. 1 and 2.	TOWN CLERK FOR RESOLUTION 1/3/83
880.	Recreation Commission to Town Board - List of rennovation and remedial work necessary at Keysa Town Park.	CAPITAL COMM.
881.	Recreation Commission to Town Board - Request permission to have Recreation Director and Supervisor attend Recreation Conference at Grossinger's, New York from 1/20-23/83.	TOWN CLERK FOR RESOLUTION 1/3/83
882.	Supervisor to Town Board - Recommendation of adoption of resolution regarding allocation of unspent CD funds.	RεF

# DISPOSITION

883.	County Dept. of Environment and Planning to N.Y.S. Dept. of Environmental Conservation - Statement on Sewage Sludge Landspreading Moratorium for meeting of 12/9/82 at Dunkirk.	R & F
884.	Supervisor to County Fire Safety Dept Request certain radio equipment for use by Lancaster Fire Control Base Station.	CAPITAL COMM.
885.	County Environmental Management Council to Supervisor - Notice of meeting to be held 12/21/82 in Buffalo.	R & F
886.	County Dept. of Environment and Planning to Supervisor - Notice of public hearing to be held 1/18/83 at Alden regarding SEQR review of County Home and Infirmary sewer line extension.	PLANNING BOARD HOWARD BENZEL
887.	Supervisor to County Executive - Comments regarding highway snow removal reimbursement.	R & F
888.	Town Clerk to Town Board - Notice of receipt of excavating permit applications for 1983 from Pine Hill Concrete Mix Corp., Lancaster Stone Products Corp., and Buffalo Crushed Stone, Inc.	TOWN CLERK FOR RESOLUTION 1/3/83
889.	Youth Bureau Ex. Director to Supervisor - Recommendation of appointment of Thomas G. Berent as tutor.	R & F
890.	Town Attorney to Town Board - Request authorization for Deputy Town Attorney to attend 1983 N.Y.S. Trends in Planning, Zoning and Land Development Seminar to be held at Buffalo on 1/28/83.	TOWN CLERK FOR RESOLUTION 1/3/83
891.	Josela Enterprises to Town Clerk - Transmittal of Bill of Sale regarding street lighting improvements within Countryside Subdivision, Phase 1.	R & F
892.	Mary Ardino to Town Board - Request reappointment as member to Recreation Commission.	TOWN CLERK FOR RESOLUTION 1/3/83
893.	Recreation Director to Supervisor - Notification that Walter Przybyl has been designated Chairman of Recreation Commission.	R & F
894.	Planning Board to Town Board - Minutes from meeting held 12/15/82.	R & F
895.	Donna Gumulak to Town Board - Request reappointment as member to Planning Board.	TOWN CLERK FOR RESOLUTION 1/3/83
896.	John Kicak to Town Board - Request reappointment as member to Zoning Board of Appeals.	TOWN CLERK FOR RESOLUTION 1/3/83
897.	N.Y.S. Dept. of Environmental Conservation to Supervisor - Transmittal of "Siting Manual for Storing Hazardous Substances."	R & F BLDG, SUPT.

# COMMUNICATIONS CONT'D.:

DISPOSITION

oyo.	Proposal regarding Sewer System Rehabilitation Project.	TOWN ATTORNEY
899.	LIDA to Supervisor - Transmittal of outline of industrial activities within the Township.	R & F
900.	Town Attorney to Town Board - Statement of opinion regarding sale and proposed construction on undeveloped lots in Heritage Hills Subdivision.	PLANNING BOARD BUILDING INSPECTOR
901.	Village of Lancaster to Town Clerk - Resolution adopted 12/13/82 urging Federal Energy Regulatory Commission to take action regarding spiraling cost of natural gas.	ENERGY COMM.
902.	Village of Lancaster to Town Clerk - Transmittal of resolution designating Town D.C.O. as Village D.C.O. as of 12/13/82.	TOWN ATTORNEY FOR CONTRACT PREPARATION
903.	Recreation Commission to Town Board - Minutes from meeting held 12/15/82.	R & F
904.	Buildings Foreman to Supervisor and Buildings Committee Chairman - Final report for 1982 and projection for 1983.	R & F
905.	Supervisor to Town Board - Comments regarding Building Section vehicle.	R & F
906.	The Bee Group to Town Board - Request designation as official newspaper for 1983.	R & F

# ADJOURNMENT:

ON MOTION OF COUNCILMAN GRZYBOWSKI, AND SECONDED BY THE ENTIRE TOWN BOARD AND CARRIED, the meeting was adjourned at 11:15 P.M. out of respect to:

BERTHA FRON ARCHIE HERRMANN AGNES RUSHER ETHEL PAUTLER

Signed

Robert P. Thill. Town Cle